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April 30, 2020

**VIA ECF & EMAIL**

Hon. Shelley C. Chapman  
United States Bankruptcy Court  
Southern District of New York  
One Bowling Green  
New York, NY 10004-1408

**Re: Klestadt v. Ahmed, No. 18-01794-scc**

Dear Judge Chapman:

This firm represents Plaintiff Tracy Klestadt (“Plaintiff”), in his capacity as Plan Administrator of the estate of Choxi.com, Inc., in the above-referenced matter. At a conference on December 19, 2019, Your Honor allowed us to inform the Court by letter as to how we intend to serve Defendant Iftikar Ahmed as requested in Plaintiff’s Motion for an Order Permitting Alternate Service on Defendant Iftikar Ahmed (the “Motion”) [DE 46]. The Motion sought leave to serve the Complaint by sending it to an email we know Mr. Ahmed uses.

At the conference, Your Honor inquired as to whether we intended to utilize software that would allow Plaintiff to ascertain if Mr. Ahmed opened the email regardless of any privacy settings Mr. Ahmed may have in place. After researching various options, we determined that we will not proceed using a software program that would circumvent privacy settings that Mr. Ahmed may have in place.



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Accordingly, we respectfully request that Your Honor grant the Motion, permitting Plaintiff to serve Ahmed via the email address set forth in the Motion. No objections to the Motion were filed and a Notice of Presentment was filed [DE 49].

We thank the Court for its attention to this Matter.

Respectfully submitted,

A handwritten signature in blue ink that appears to read "Elizabeth C. Viele".

Elizabeth C. Viele

Cc:

Iftikar Ahmed (via International Federal Express)  
Techsys Marketing, Inc. (via United Parcel Service)  
U.S. Trustee (via First Class Mail)